Sectt. II-27.—40,000—26-12-78.

Development (1940) Department.

MS SERIES.

G.O. No. 20

Dated 3 / 40

[Despatch Abstract.]

Forests.-

Memorial to His Excellency - B. Ramachandra, Ex-Forest Guard. South Kanara Division - Rejected.

1

C.F. 30.

FORREST DEPARTMENT.

Received 8-DEC.1939 19 . Registered 3532 19

UNDER SECRETARY TO GOVT. DEVELOPMENT DEPARTMENT

Subject.

Memorial to H.E
PETITION TO GOVERNMENT -

B.Ramachandra - Ex-Forest Guard - South Kanara Division.

ENCLOSURES.
No. ..
Spare copies ..

Reference No. 11157/39-D2.

Station Madras, *Dated the* 4th December 19 39

From (Name) C.C. Wilson Esq. I.F.S.,
(Designation) Chief Conservator of Forests.

To The Secretary to the Government of Madras,
Development Department.

Sir,

Pl. 243 m/m.

Read: Petition from B.Ramachandra dated nil. 1939

Submitted to Government.

2. The petition may be summarily rejected as the petitioner's case has been considered twice by Government - vide G.O.No.Ms.1193, Development dated 7th May 1938, and Endorsement No.2422 I/39-1, Development, dated 13th February 1939.

P. 22 m (G)
P. 46 m (C)

for Chief Conservator of Forests.

Enc: Memorial.

oav.6.12

P. 24 m/s 7/12.
7.12.39

2

To

The Secretary to Government
of Madras,
Devopment Department, Madras.

Through

The District Forest Officer,

North Mangalore Forest Division,

Mangalore.

Humble Memorial of B. Ramachandra, Ex-Forest Guard, of Coondapur Forest Range in South Kanara District, now residing at Harnahalli in Shimoga District, Mysore Province, Post Harnahalli, dated 18th October, 1939.

***

The Humble Memorialist was a Forest Guard in South Kanara District. He was dismissed from service in May 1937 by the District Forest Officer, North Mangalore Forest Division in his order Re. Al. 173/F.37 dated 24-4-1937 on frivolous and baseless grounds. The memorialist preferred an appeal on the above said order to the Conservator of Forests, Ootacamund Circle who also dismissed the appeal without commenting on the points raised in the appeal. The memorialist then preferred an appeal to the Chief Conservator of Forests, Madras, who passed an order that as per rules appeal lies only with the Conservator of Forests and that no further appeal will be considered. The Secretary to the Government of Madras and also the Minister to the Government of Madras to whom the Memorialist has appealed previously, but the memorials were summerily rejected by both without giving any grounds for such rejection. Thus, the memorialist had the only recourse to seek redress at the hands of His Excellency the Governor in Council, being made to suffer so severely after a faithful service of 16 years.

The memorialist once again begs to submit that he was quite ignorant of the rules when he was first charge-sheeted for certain neglect of duty and foisting a false case, which are not based on authenticated reasons and no superior officer investigated into these things as required by rules. The memorialist has once again submitted this as per directions by the Secretary to submit his memorial through the Head of the Office to which he belonged,(copy of which is herein enclosed).

P 4 infra

The memorialist therefore requests that this memorial may kindly be forwarded to one of the Members of the Madras Legislative Assembly belonging to South Canara District to constitute necessary enquiry into this case and see that this humble memorialist is redressed from the hardship that he has now been put to.

Expecting mercy from the hands of the Benign Government.

B Ramachandra -

HUMBLE MEMORIALIST.

GOVERNMENT OF MADRAS.

(Development Department.)

Endorsement No.29781-I/39-1- dated 10th October 1939.

Memorial to His Excellency, from B. Ramachandra, Ex.Forest Guard of Coondapur Forest Range in South Kanara District, dated 2-10-1939.

Returned to the memorialist. Under instruction2 of the Instructions for the submission and disposal of petitions addressed to His Excellency the Governor, extract of which is sent herewith, the petition should be submitted to the Ø Secretary to Government, Development Department through the head of the Office or Department to which the memorialist belonged.

Sd/- R.Ramaswami Ayyangar,
Assistant Secretary to Govt.

to the petitioner (with encl.)

F o r w a r d e d.
/ By Order /

sd/- C. J.
Superintendent.

P.T.O.

5

Extract of instruction 2.

Every such petition shall be submitted through the head of the Office or Department to which the petitioner belongs or belonged to the Secretary to Government in the Administrative Department concerned.

6

P.S. 4—1,206—6-12-38

GOVERNOR'S SECRETARIAT, MADRAS.

36616

Memo. No. 3304/39-1

Transferred to the Secretary to Government, Development Department, for favour of disposal. The communication ~~was~~ has not been acknowledged.

ENCLOSURES:—
Memorial to H.E. from B. Ramachandra, Ex-Forest Guard of Coondapur Forest Range, dated 5-12-39.

pp. 7 + 2 covers

Private Secretary.

8/12.

8/12

The 1 - 12 - 1939.

3.1598/39

7.

To

His Excellency The Governor
of Madras in Council,
MADRAS.

3304
8-12-39.

Humble Memorial of B. Ramachandra, Ex-Forest Guard of Coondapur Forest Range in South Canara District, now residing at Harnahalli in Shimoga District, Mysore State, Post Harnahalli, dated ~~29th November~~ 5th December 1939.

*****

The Humble Memorialist most respectfully begs to state that in obedience to the Endorsement No.29781-I/39-1 dated 10th October 1939 from The Assistant Secretary to Government, Development Department in response to his memorial dated 2nd October to His Excellency, directing him to send the petition through the head of the Department, the memorialist submitted on the 18th October a petition to His Excellency in the same way addressing the District Forest Officer; but he regrets that no response has come forth to redress the grievance of the petitioner. The memorial begs to add that after petitioning to all the concerned authorities he has approached the final authority humbly praying for mercy and justice, and begs leave to submit his case briefly as follows.

The humble memorialist was a Forest Guard in South Canara District. He was dismissed from service on May 1937 by the District Forest Officer, North Mangalore Forest Division in his order, Ref. A1 173/F37 dated 24-4-1937 on frivolous and baseless grounds. The memorialist preferred an appeal on the above order to the Conservator of Forests, Ootacamund Circle who also dismissed the appeal without commenting on the points raised in the appeal. The memorialist then preferred an appeal to the Chief Conservator of Forests, Madras, who passed an order that as per rules appeal lies only

only with the Conservator of Forests and that no further appeal will be considered. The poor memorialist then submitted a petition to the Chief secretary to the Government of Madras and also the the Minister to the Government of Madras, but the memorials were summarily rejected by both without giving any grounds for such rejection. Thus the memorialist being disappointed everywhere and not able to endure the hardship caused by the dismissal after a faithful flawless service of 16 years had the only recourse to seek redress at the hands of His Excellency the Governor.

The memorialist begs to submit that he was quite ignorant of rules when he was first charge-sheeted for certain neglect of duty, and after foisting a false case against him which was not based on authenticated reasons and no superior officer investigated into these things as required by rules and prayed by the memorialist he was dismissed from service.

The memorialist therefore requests that this memorial may kindly be forwarded to one of the members of the Legislative Assembly belonging to South Canara District to constitute necessary enquiry into this case and see that the humble memorialist is redressed of the hardship and untold misery he has now been put into.

Expecting mercy from the hands of the benign Government.

W. Ramachandra

Humble Memorialist.

Rev Dept

C No. 36421-I) 39.

Subject Memorial to H.E.— B. Ramachandra - Ex Forest Guard; South Kanara Dist Against dismissal.

P. 1 to 2 & 3 cf

Memorial Dt 18-10-39 from B. Ramachandra.

P 1 cf

Letter from the CCF. No. 1115) -39-B2 4-12-39.

To AS.

Please see the memorial to H.E. at pages 2 & 3. cf and the remarks of the CCF at page 1. cf.

2/ Under instruction 3. (ii) of the instructions for the Submission and disposal of petitions addressed to H.E, the memorial under reference is liable to be Summarily Rejected as it was not Submitted within Six months from the date on which the Govt orders Rejecting his memorial to them were Communicated to him.

P. 74 / Hs Bur note-vol put up

P. 46 / . . 1 . . . 7-12-39

The order was communicated to the memorialist on 13.2.39. The memorial under reference is dated 18-10-39 - Even the previous memorial which was returned to the petitioner for submission through the proper channel was dated 2.10.39 The memorial ~~is therefore clearly out of time.~~ has therefore been submitted more than 6 months after the order had communicated & hence

13-2-39 is the date of the Order. Actual Communication must have taken 1 to 2 weeks time

P. 46 A

P. 1 to 4

3. The facts of the case are as shown below:-

The D.F.O., Mangalore North dismissed the memorialist finding him guilty of the following two charges.

1) Bringing a false case against an ~~accused~~ innocent person &

2). Disobedience of orders in not carrying out works as per personal orders and instructions of his superior officers.- The D.F.O's order is at pp. 34-38 of G.O. 1193 Dev 7.5.38 (G)

The present memorialist's appeal against the D.F.O's order was dismissed by the Conservator of forests, Dotacamund Circle - The Conservators proceedings are on p. 33 of G.O. 1193. Dev. 7.5.38 (G)

14

The advice of the Commission on the memorial to Govt. is on pp. ~~6 8 12 15 16~~ 16 and 17 of G.O. 1193 Dev (G) 7-5-38. The Govt. order declining to interfere is at p. ~~16~~ 22 of the same G.O. at (G).

Another memorial submitted to Govt. was rejected for the reason that the petition disclosed no new facts or ~~the~~ circumstances which could afforded grounds for a re-consideration of the case. This order is found at p. 46 of G.O. 1193 Dev (G) 7-5-38.

Submitted that the file may be sent to P.S.G. for obtaining the orders of H.E. on the memorial under instruction 109.(1) of the Secretariat instructions

13.12.38

14/12/38

16/12/38

LWO 20/12/39

P.S.G.

H.E. declines to interfere

WKB 21/XII/39

LWO 22/12/39

54:

Please ~~c~~ 5.20 PM
Ger. 20.12.38

Received 21/12/38

21/12/38

12.

TO AS.

A draft order is submitted below for approval.

KR
22-12-89

11.12

29/12/89

13

~~13~~

74/3/11

DRAFT FOR APPROVAL.

G.F.10.

Dev. Dept

	Date.	Initials.
When received for fair copying		
When copied	with Docket	
When examined		
When signed		
When despatched.		

SUBJECT:— Forests — Memorial to H.E. — B. Ramachandra Ex-Forest Guard, South Kanara Dn. — ~~Enquiries~~ — Rejected

READ AGAIN G.O. No. 1193 Dev. dated 7-5-1938 P. 22 in (G)

" " Memo. No. 2422-1/38-1 Dt. 13-2-1938 P 46 in (G)

READ *ALSO*:—

No. 3642 From the C.F., No. 1115/38 dated 4-12-1938 P 1 F

" " Memorialist " Nil Rejected Dt. 18-10-1938. PP. 2 + 4 of and 5-12-1938. PP. 7 and 8 of

Order / ~~Resolution~~ Ms. / ~~Rout~~ No. 20, dated 3-1-1940.

H.E. the Governor in Council declines to interfere.

ler 22-12-38

Dev 1/40

To the C.F.

" " Memorialist. (in Gist form)

Sgw 29/12/39

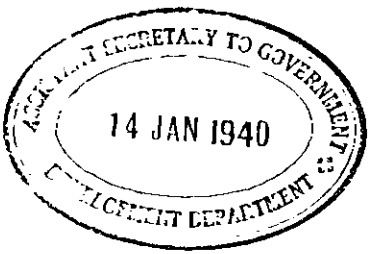
Dev

6/1

P.S. 4—1,206—6-12-38

15

GOVERNOR'S SECRETARIAT, MADRAS.



1487-1
15.1.'40

Memo. No. 139/40-1

Transferred to the Secretary to Government, Development Department, for favour of disposal. The communication ~~XXX~~ has not been acknowledged.

ENCLOSURES:—

Memorial to H.E. -
From B. Ramachandra, Ex-Forest Guard of Coondapur Forest Renge, South Kanara Dt., dated 9-1-40.

(By order of His Excellency the Governor.)

Private Secretary.

The 13-1-1940

3-56/40

139.

17

To

His Excellency
The Governor of Madras,
MADRAS.

Memorialist: B.Ramachandra, Ex-Forest Guard of Coondapur Forest Range, South Canara District, residing in Harnahalli, Shimoga District, Mysore State.

May it please Your Excellency,

With great regret, I the Humble Memorialist beg most humbly to submit to your mercy again that no redress has been done to the suffering subordinate. I am informed in response to my petition of the 5th December 1939 to Your Excellency by the endorsement from the Secretary to Government dated 3rd instant that 'His Excellency the Governor declines to interfere'. After being directed by the said Secretary, Devolopment Department, to submit my application through the head of the department I did the same; and now I feel greatly disappointed to get the reply stated above.

I have briefly stated the history of my case in my petition of the 5th December 1939 and beg again to sympathetically consider my case kindly perusing the connected records. Being disappointed at the hands of the subordinate officers and the head of the department who simply followed the latter without going through the records. I beg to approach your Excellency as the final authority in the matter. Who else has to protect the poor subordinates? I pray justice at your hands just like a son approaching his father. I am at a loss to know what to do any thing else but this.

I most humbly beg to request Your Excellency to view the faithful service rendered by me for a period of 16 years without any black mark. After such a service

if I am dismissed from service for no fault of mine, what is to be my fate being rendered helpless to support my devoloped family which is increased and had been in a good standard of living.

I have been fighting for justice and am quite confident that I have done no wrong nor made the Government incur any loss on my account. To substantiate my pleading I enclose the statement given before God and swearing the truth of my statements for kind perusal and Return. This is the only proof I can give to show my faultlessness, and how I am striving for justice and mercy at Your Excellency's hands. Being forced to such adverce circumstances as result of dismissal that I had to suffer untold misery and hardship, I am at present struggling to earn my bread leaving my native place and coming to Mysore State.

I once again pray the Benign Government to favour me with a generous grant of my prayer, mercifully considering the suffering and misery being endured by me, and hardship being met with by me. I cannot find ~~out~~ a way out to earn my living having devoted my best part of my life in the services of your Benign Government.

At this stage if Your Excellency declines to interfere and bestow me justice, whom else have I to approach? Being the last resort I approach the supreme authority in Your Excellency as if praying God, to favour me with justice and pass your merciful orders to support the humble petitioner. I therefore once again beg humbly to pray Your Excellency to direct the District Forest Officer to proceed in my favour, or do the needful as Your Excellency deems fit.

Humbly requesting for an early favour,

9-1-1940.

I beg to remain,
Your Excellency's
Most obedient humble servant.

15

Development Dept.

Mh 2.4 c f

Memorial to H.E.--B.Ramachandra, Ex-Forest Guard, South Kanara against dismissal from service.

C. No: 1487 I/40 C. f.
15-1-40.

From the Private Secretary No.139/40-1 d. 13-1-40.

A.S.

† ⊗ Mh 2.4 c f
page 13 of G. o. no. 20 dated Ⓝ
3-1-40.

The present ⊗ memorial is for a reconsideration of the † orders of H.E. declining to interfere in the case of this subordinate. The rules do not contemplate a second memorial to H.E. No new facts are adduced in the ⊗ memorial for a reconsideration of the orders. Under instruction 3(iii) of the Instructions for the submission and disposal of petitions to H.E. the memorial is liable to summary rejection. For orders whether the memorial will be rejected. Subject to orders a draft endt is submitted for consideration. It does not appear necessary to circulate this to Govt.

⊗ Mh 2.4 c f

page 74 of the Business Rules
(Book no. 74)

20/1/40.

24/1/40

23/1/40

Development Dept.

Memorial dated 9-1-40 from B.Ramachandra, ex-Forest Guard, South Kanara Division.

Endt. No.1487 I/40-1 dated 24-1-40

The memorial is rejected under instruction 3(iii) of the Instructions for the submission and disposal of petitions addressed to H.E. the Governor, extracted below.

2. The sworn statement sent with the memorial is returned.

To

The Memorialist

(with a copy of the extract and the statement.)

Instructions for the submission and disposal of petitions addressed to His Excellency.

x x x

3(iii) A petition addressed to H.E. the Governor will be liable to summary rejection if the petition relates to a matter which has already been disposed of by H.E. the Governor ~~(G.O.No. 20 Development dated 3-1-40.)~~